

DECLARATION AND POWER OF ATTORNEY

DECLARATION:

As a below named inventor, I declare:

that my residence, citizenship and post office address are as stated below next to my name;

that I believe I am an original, first and sole inventor of the subject matter that is claimed and for which a patent is sought on the invention or design entitled ***Modulated Acoustic Agglomeration System and Method***, the specification and claim of which is attached hereto;

that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above;

that I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56; and

I hereby claim the benefit under 35 U.S.C. § 119 or § 120 of any provisional, national, continuation, continuation-in-part, divisional, foreign, or any other patent application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

United States Patent Application Serial No. 10/133,825,
filed April 26, 2002.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

POWER OF ATTORNEY:

I hereby appoint practitioners at **Customer Number 24347**, all of the firm of Hunton & Williams LLP, as my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international or foreign patent applications filed thereon before any international or foreign authorities.

**Please direct all correspondence to the practitioner listed below at
Customer No. 24347.**

Ryan S. Loveless
Hunton & Williams LLP
Energy Plaza, 30th Floor
1601 Bryan Street
Dallas, Texas 75201-3402
Telephone: 214.979.3093
Facsimile: 214.880.0011
E-mail: rloveless@hunton.com

Full name of first listed inventor

George Douglas Meegan, Jr.

Inventor's signature

George Douglas Meegan, Jr.

Date

Feb. 23, 2004

Residence (City, County, State)

Austin, Travis County, Texas

Post Office Address

4612 Finley Drive
Austin, Texas 78731

Citizenship

U.S.